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UNITED STATES PATENT AND TRADEMARK OFFICE
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|------------------------|---------------------|-----------------------|------------------------|
| FEB 13 2002 09/981,328 | 10/16/2001 | Jason Lango | 020564-000400US |

20380
TOWNSEND AND TOWNSEND AND CREW
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 4985
FORMALITIES LETTER



OC000000007090197

Date Mailed: 11/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/981,328
02/20/2002 NPDHARM1 090000037 201430
740.00 CH
130.00 CH
01 FC:101
02 FC:105

COPY OF PAPER

OR FAX FILED

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Please type a plus sign (+) inside this box

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TRANSMITTAL FORM

(Use for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

09/981,328

Filing Date

October 16, 2001

First Named Inventor

Lango, Jason

Group Art Unit

2151

Examiner Name

Unassigned

Attorney Docket Number

020564-000400US

ENCLOSURES (check all that apply)

 Fee Transmittal Form Fee Attached Amendment / Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 Assignment Papers
(for an Application) Drawing(s) Licensing-related Papers Petition Routing Slip (PTO/SB/69) and Accompanying Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s)
(please identify below):

Executed Declaration, Power of Attorney, Updated ADS, Return Postcard

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
and
Individual name

Townsend and Townsend and Crew LLP

Stephen Y. Pang

Reg. No. 38,575

Signature

Date

1/22/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

January 22, 2002

Typed or printed name

Aimee Durham

Signature

Date

January 22, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PA 3196903 v1

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FEE TRANSMITTAL
for FY 2001

Patent fees are subject to annual revision.



TOTAL AMOUNT OF PAYMENT (\$ 870)

Complete If Known

| | |
|----------------------|------------------|
| Application Number | 09/981,326 |
| Filing Date | October 16, 2001 |
| First Named Inventor | Lango, Jason |
| Examiner Name | Unassigned |
| Group Art Unit | 2151 |
| Attorney Docket No. | 020564-000400US |

| METHOD OF PAYMENT | | | | FEE CALCULATION (continued) | | | | |
|--|--|--|--|-----------------------------|-----------------|----------------------------|--|----------------------|
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: 20-1430 | | | | 3. ADDITIONAL FEES | | | | |
| Deposit Account Number Townsend and Townsend and Crew LLP <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | | | Large Fee Code | Entity Fee (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
| 2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other | | | | 105 | 130 | 205 | Surcharge - late filing fee or oath | 130 |
| | | | | 127 | 50 | 227 | Surcharge - late provisional filing fee or cover sheet. | |
| | | | | 139 | 130 | 139 | Non-English specification | |
| | | | | 147 | 2,520 | 147 | For filing a request for reexamination | |
| | | | | 112 | 920* | 112 | Requesting publication of SIR prior to Examiner action | |
| | | | | 113 | 1,840* | 113 | Requesting publication of SIR after Examiner action | |
| | | | | 115 | 110 | 215 | Extension for reply within first month | |
| | | | | 116 | 400 | 216 | Extension for reply within second month | |
| | | | | 117 | 920 | 217 | Extension for reply within third month | |
| | | | | 118 | 1,440 | 218 | Extension for reply within fourth month | |
| | | | | 128 | 1,960 | 228 | Extension for reply within fifth month | |
| | | | | 119 | 320 | 219 | Notice of Appeal | |
| | | | | 120 | 320 | 220 | Filing a brief in support of an appeal | |
| | | | | 121 | 280 | 221 | Request for oral hearing | |
| | | | | 138 | 1,510 | 138 | Petition to institute a public use proceeding | |
| | | | | 140 | 110 | 240 | Petition to revive - unavoidable | |
| | | | | 141 | 1,280 | 241 | Petition to revive - unintentional | |
| | | | | 142 | 1,280 | 242 | Utility issue fee (or reissue) | |
| | | | | 143 | 460 | 243 | Design issue fee | |
| | | | | 144 | 620 | 244 | Plant issue fee | |
| | | | | 122 | 130 | 122 | Petitions to the Commissioner | |
| | | | | 123 | 50 | 123 | Petitions related to provisional applications | |
| | | | | 126 | 180 | 126 | Submission of Information Disclosure Stmt | |
| | | | | 581 | 40 | 581 | Recording each patent assignment per property (times number of properties) | |
| | | | | 146 | 740 | 246 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| | | | | 149 | 740 | 249 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| | | | | 179 | 740 | 279 | Request for Continued Examination (RCE) | |
| | | | | 169 | 900 | 169 | Request for expedited examination of a design application | |
| | | | | Other fee (specify) | | | | |
| The Commissioner is authorized to charge any additional fees to the above noted Deposit Account. | | | | | | | | |
| *Reduced by Basic Filing Fee Paid | | | | | | | | SUBTOTAL (3) (\$130) |

**or number previously paid, if greater; For Reissues, see above

| SUBMITTED BY | | Complete (if applicable) | | | |
|-------------------|-----------------|-----------------------------------|--------|-----------|--------------|
| Name (Print/Type) | Stephen Y. Pang | Registration No. (Attorney/Agent) | 38,575 | Telephone | 650-326-2400 |
| Signature | | | | Date | 1/22/02 |

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